IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

MISC.CIVIL APPLICATION No 1282 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL

==========

1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

REVABEN WD/O MANIBHAI WAGHELA

Versus

VITTHALBHAI MATHURBHAI PATEL

Appearance:

MR HM PARIKH for Petitioners No. 1-4

RULE SERVED BY DS for Respondents No. 1-2

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 01/11/2001

ORAL JUDGEMENT

1. The applicants, who are the widow and children of deceased Gotabhai, have filed M.A.C. Petition No.666 of 1991 before the M.A.C. Tribunal, Mehsana claiming compensation for the death of Gotabhai in a vehicular

accident which occurred at a place which was within the jurisdiction of the Tribunal at Mehsana. Now, the applicants have filed this Miscellaneous Civil Application under Section 24 of the Civil Procedure Code for transfer of the said petition to the M.A.C. Tribunal, Nadiad, on the ground that the applicants reside within the jurisdiction of M.A.C. Tribunal, Nadiad.

2. No reply has been filed by any of the opponents. Since the applicants reside within the jurisdiction of the said Tribunal, present Miscellaneous Civil Application is allowed and M.A.C. Petition No.666 of 1991 pending before the M.A.C. Tribunal, Mehsana is ordered to be transferred to M.A.C. Tribunal, Nadiad. Rule is made absolute accordingly with no order as to costs.

****

hki